

**BRIEF FROM BARRY CARNEY & KATHERIN THOMAS # 1045**

1. We want the prosecution's case to stand as is and not be stricken. It would be like double jeopardy in a legal court trying someone twice because the prosecution did not perform as well as planned and they want to try again.
2. No, no new materials should be allowed to be introduced by prosecution.
3. If new materials were introduced against my wishes it would only be fair if both sides had equal opportunity.
4. Fairness dictates that all parties should have equal rights.
5. I only ask that the agenda be realistic as to when we will be called; at least to know alphabetically or numerically would help. We have already wasted several days attending hearings and have accomplished nothing.

**BARRY CARNET**

**KITTY THOMAS**

*Barry Carnet*

*5/23/06*

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